Supreme Court of Pennsylvania
Judges' Chambers.

December 28, 1960.

Justice Michael Musmanno
811 City County Building
Pittsburgh 19, Pennsylvania

Honorable I.Olshan, Chief Justice
Supreme Court of Israel
Jerusalem, Israel

Dear Mr.Chief Justice Olshan:

I was delighted to receive your very friendly message and shall always recall with happiness and pride the wonderful hospitality you accorded me on my visit to Israel last year.

You very generously express the hope I might return to Israel for another visit. Indeed, I would like to come back, even soon, if I may be allowed to offer my services as a witness in the Eichmann trial.

I have been invited by the Government, through Theodore Kollek, to attend the trial as an observer. I believe I could be of real service as a witness for the following reasons :

I sat as a judge on three of the international trials in Nuremberg: the one which adjudicated Oswald Pohl and his accomplice-administrators of the concentration camps, Field Marshal Milch, and the field commanders of the Einsatzgruppen. In the Einsatzgruppen case I was the presiding judge and authored the final judgment.

You will recall that in this trial there were twenty-three defendants and they were charged with killing one million defenseless men, women and children. We found twenty-two of the defendants guilty and sentenced fourteen to death. Adolf Eichmann headed this program of extermination and recommended to Himler the leaders who were chosen to conduct the massacres. Eichmann often visited the execution battalions in the field.

I believe that in an hour or two on the witness stand I could give a concise account of the crimes perpetrated by the Eichmann-appointed Einsatzgruppen defendants. This would be authoritative evidence because under the law of comity between nations and states, the final judgment of any sovereign jurisdiction is accepted as established fact in all other jurisdictions.

I could also testify as an expert witness on the international law involved, which supports and justifies the action of Israel in trying Eichmann for his crimes.

In a separate pachage, but by air mail also, I am sending you a copy of the Judgment I wrote in the Einsatzgruppen case. From it you can have an idea of the comprehensive nature of the trial and of the legal problems it entailed.

I trust I may not be imposing on you if I ask you to speak to the Chief Prosecutor in the Eichmann case about the service I could render.

I believe you understand my devotion to the cause of humanity and I am very happy that Israel will give to the world, through the Eichmann trial, the story of the most horrible crimes comitted in the whole history of mankind. I feel I can add something to that story authoritatively, and I want to offer myself to Israel in that respect.

I understand the trial is to begin on March 6th. I would be available any time between March 27th and April 15th. Or, if the Chief Prosecutor would like me at some other time, please let me know and I will see about arranging my court schedule to meet the Prosecutor's desires.

After I receive your reply I could go into greater detail as to just what my testimony would consist of, and could then communicate with the Chief Prosecutor directly.

I will be very grateful if you will inform the Chief Prosecutor of what I have here stated and will eagerly await your reply.

In the meantime, let me express as always, my high admiration for your work and my personal affectionate regard.

Sincerely and respectfully,

(-) Michael A. Musmanno

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